

HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

MAIN CASE No: W.P.No.11875 of 2026

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
	28.04.2026	<u>DR,J</u> Learned Government Pleader for Higher Education, takes notice for respondent Nos.1 to 3. Learned counsel for the petitioner is permitted to take out personal notice on respondent Nos.5 & 6 through speed post with acknowledgment due and file proof of service in the Registry. Aggrieved by the action of respondents in preparing and finalizing the seniority list, the present writ petition is filed. Respondents have prepared the seniority list placing respondent Nos.5 & 6 above to the petitioner, which is contrary to the undertaking given by the respondent Nos. 5 & 6 at the time of repatriation to the parent department and posting them as Junior Assistant <i>vide</i> order dated 05.10.2019. Surprisingly, the respondents have now considered the cases of respondent Nos.5 & 6 as if they were appointed as Junior Assistants in the years 1998 and 2001, which is contrary	Contd...

to Rule 35(b) of the Andhra Pradesh State and Subordinate Service Rules, 1996 (for brevity “ Service Rules”).

Considering the aforesaid submissions and also on perusal of the record, this Court finds that when there is a repatriation of respondent Nos.5 & 6 in the year 2019, if the said orders are not in conformity with rule 35 (a) of the Service Rules, the authority should have considered their cases as per 35(b) of the Service Rules.

In view of the above, there shall be a stay of all further proceedings pursuant to the impugned order dated 17.04.2026.

List this matter after Summer Vacation, 2026.

DR,J

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